

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket No: 059440/0141

In re patent application of

DAI, ZIYU et al.

Serial No. 10/051,307

Filed: January 22, 2002

For: GENE PROMOTERS ISOLATED FROM POTATO AND USE THEREOF



STATEMENT TO SUPPORT FILING AND SUBMISSION IN  
ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Box SEQUENCE

Sir:

In connection with a Sequence Listing submitted concurrently herewith, the undersigned hereby states that:

1. the submission, filed herewith in accordance with 37 C.F.R. § 1.821(g), does not include new matter;

2. the content of the attached paper copy and the attached computer readable copy of the Sequence Listing, submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same; and

3. all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United

Serial No. 10/051,307

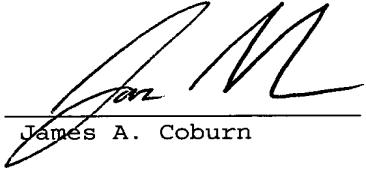
States Code and that such willful false statements may jeopardize the validity of the application or any patent resulting therefrom.

Respectfully submitted,

April 5, 2002

Date

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## SEQUENCE LISTING



<110> DAI, ZIYU  
SHI, LIFANG  
HOOKER, BRIAN S.

<120> GENE PROMOTERS ISOLATED FROM POTATO AND USE THEREOF

<130> 059440/0141

<140> 10/051,307  
<141> 2002-01-22

<150> 60/263,224  
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